ESTTA Tracking number:

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Filing date:

06/05/2013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92055808
Party	Plaintiff Johnny's Pizza House, Inc.
Correspondence Address	JOHN L BEARD RADER FISHMAN & GRAUER PLLC 1233 20TH STREET NW, SUITE 501 WASHINGTON, DC 20036-2399 UNITED STATES jlb@raderfishman.com
Submission	Withdrawal of Cancellation
Filer's Name	John L. Beard
Filer's e-mail	interpartesparalegals@raderfishman.com
Signature	/John L. Beard/
Date	06/05/2013
Attachments	DC570973.PDF(103902 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Johnny's Pizza House, Inc.)
Petitioner,)) Cancellation No. 92055808
V.) Reg. No. 3258492) Mark: JOHNNIE'S NEW) YORK PIZZERIA AND) DESIGN
Kahala Franchise Corp.)
Registrant)))
)

STIPULATED MOTION FOR DISMISSAL OF CANCELLATION PROCEEDING WITHOUT PREJUDICE

Both parties respectfully request dismissal of this Cancellation proceeding without prejudice.

Subject to the approval of the Trademark Trial and Appeal Board, the parties hereby stipulate and agree that the instant Cancellation proceeding be dismissed without prejudice.

Respectfully submitted,

COUNSEL FOR PETITIONER

Respectfully submitted,

COUNSEL FOR REGISTRANT

John L. Beard

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Washington, DC 20004-2128

Tel.: 202-585-8000

CERTIFICATE OF TRANSMITTAL

I hereby certify that this correspondence is being electronically transmitted in PDF format to the Trademark Trial and Appeal Board through the Electronic System for Trademark Trials and Appeals (ESTTA) on the following date:

Date: 4/5/2013

CERTIFICATE OF MAILING

I hereby certify that I served the foregoing document upon Applicant by causing a copy thereof to be sent on 6/5/2013, via U.S. Postal Service first class mail to the following address:

Mark D. Robins Nixon & Peabody, LLP 401 9th Street NW, Suite 900 Washington, DC 20004-2128